

REMARKS

Claims 44, and 46-54 are pending in the present application. Claims 44, 48 and 52 remain independent.

By this reply, claim 45 has been cancelled. The claims have been amended to further clarify the invention and to improve form according to U.S. patent practice. The modifications are fully supported by the original disclosure and do not add new matter.

35 U.S.C. § 101, 102 and 103 Rejections

Claims 52-54 are rejected under 35 U.S.C. § 101 because the Examiner alleges that these claims are directed to non-statutory subject matter. Claims 44-46, 48-50, 52-53 are rejected under 35 U.S.C. § 102(e) as being anticipated by Okada et al. (U.S. 2004/0047,588 A1). Claims 47, 51 and 54 are rejected under 35 U.S.C. § 103(a) as being unpatentable over Okada et al. (U.S. 2004/0047,588 A1) as applied to claims 44-46, 52-53 above, and further in view of Ono (U.S. 6,914,863 B2). These rejections, insofar as they pertain to the presently pending claims are respectfully traversed.

Regarding the § 101 rejection, independent claim 52 has been further amended to further emphasize the functional aspects of the claimed invention. For example, claim 52 recites additional features that impart functionality, e.g., “computer readable storage medium including video data and *management information recorded by a recording device and configured to be reproduced by a reproducing device* in a manner instructed by the management information”; “a second area configured to store *the management information for management of the data streams*, the management information including one or more prestored command groups *for controlling a reproduction of the data streams of the one or more titles*” and “the navigation command *for instructing an apparatus to store resume information into a storing unit* of the apparatus” (emphasis added). Thus claim 52 and its dependent claims are directed to statutory subject matter, and the rejection should be withdrawn.

Regarding the §§ 102(e) and 103 rejections of independent claim 44, Okada discloses that a script may contain a resume command (see paragraph [0281] of Okada). However, script is a type of programming language (see [0207] of Okada) and thus Okada's resume command is not prestored as part of a prestored command group of the recording medium as in Applicants' claimed invention. Further, Okada resumes the playback from where it was interrupted. Thus, Okada fails to teach or suggest "resuming a playback of the titles based on the resume information by executing a resume command prestored as part of a prestored command group of the recording medium" as recited in claim 44. The same or similar comments apply to the other independent claims.

Furthermore, claim 44 recites storing the resume information in a storing unit of an apparatus, where the resume information includes "button information identifying a selected button". This feature is clearly absent from Okada. Okada discloses a highlighted button id and fails to teach or suggest storing the button information identifying a selected button as the resume information. The same or similar comments apply to the other independent claims.

Moreover, Ono does not overcome these deficiencies of Okada. Thus, each independent claim and its dependent claims (due to the dependency) are patentable over the applied art, and reconsideration and withdrawal of the rejections are respectfully requested.

Conclusion

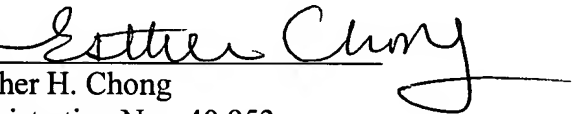
In view of the above remarks, it is believed that all claims are allowable and the application is in condition for allowance.

Should there be any outstanding matters that need to be resolved in the present application, the Examiner is respectfully requested to contact Esther H. Chong Reg. No. 40,953 at the telephone number of the undersigned below, to conduct an interview in an effort to expedite prosecution in connection with the present application.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37.C.F.R. §§1.16 or 1.14; particularly, extension of time fees.

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Respectfully submitted,

By 
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